

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
WACO DIVISION**

RICHARD DOUGLAS BEST,

Plaintiff,

V.

**UNITED STATES OF AMERICA,
ACTING THROUGH THE UNITED
STATES POSTAL SERVICE;**

Defendant.

CIVIL NO. W-23-CV-00728-ADA

ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

Before the Court is the Report and Recommendation of United States Magistrate Judge Jeffrey C. Manske. ECF No. 14. The report recommends Defendant's Motion to Dismiss, ECF No. 4, be **DENIED**. The report and recommendation was filed on June 11, 2024.

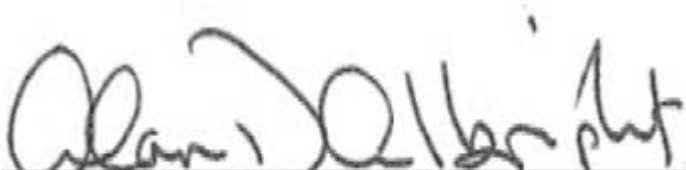
A party may file specific, written objections to the proposed findings and recommendations of the magistrate judge within fourteen days after being served with a copy of the report and recommendation, thereby securing *de novo* review by the district court. 28 U.S.C. § 636(b); Fed. R. Civ. P. 72(b). As of today, neither party has filed objections.

When no objections are timely filed, a district court reviews the magistrate judge’s report and recommendation for clear error. *See* Fed. R. Civ. P. 72 Advisory Committee’s Note (“When no timely objection is filed, the [district] court need only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation.”). The Court has reviewed the report and recommendation and finds no clear error.

IT IS THEREFORE ORDERED that the Report and Recommendation of United States Magistrate Judge Manske, ECF No. 14, is **ADOPTED**.

IT IS FINALLY ORDERED that Defendant United States of America's Motion, ECF No. 4, is **DENIED**.

SIGNED this 26th day of June, 2024.



ALAN D ALBRIGHT
UNITED STATES DISTRICT JUDGE